

**DECISION**



**THE COMPTROLLER GENERAL  
OF THE UNITED STATES  
WASHINGTON, D.C. 20548**

**FILE:** B-220842 **DATE:** October 24, 1985

**MATTER OF:** NVF Company

**DIGEST:**

GAO will not consider a protest against a small business set-aside where the protester does not allege legal or factual grounds for challenging the set-aside decision.

NVF Company (NVF), a large business, protests the small business set-aside of General Services Administration (GSA) solicitation No. BO/TC-M-00610 for the procurement of dispatch cases and general purpose briefcases.

The Federal Acquisition Regulation, 48 C.F.R. § 19.502-2 (1984), directs the setting aside of procurements if the contracting officer determines that there is a reasonable expectation that offers will be obtained from at least two responsible small business concerns and awards will be made at reasonable prices. See Ingersoll-Rand Co., B-218084, Feb. 8, 1985, 85-1 C.P.D. ¶ 171. NVF does not allege that there are fewer than two small business concerns which may reasonably be expected to submit bids on this solicitation or that a reasonable price cannot be obtained from a small business. Therefore, NVF has not alleged any factual or legal grounds which provide a basis for sustaining the protest. Zytron Corporation, B-219200, July 2, 1985, 85-2 C.P.D. ¶ 21. Accordingly, the protest is dismissed. See GAO Bid Protest Regulations, 4 C.F.R. § 21.3(f) (1985); Zytron Corporation, B-219200, supra; Ingersoll-Rand Co., B-218084, supra.

A handwritten signature in cursive script, appearing to read "R. Strong".

Robert M. Strong  
Deputy Associate  
General Counsel